

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR WASHINGTON COUNTY

STATE OF OREGON,

Plaintiff,

vs.

TRACY LYNN CLOUD,

Defendant.

No. **20CR01720**

INDICTMENT - Secret

FILED
OREGON JUDICIAL DEPT
WASHINGTON COUNTY 12
1-9-20 2pm

The above named defendant is accused by the Grand Jury of Washington County by this indictment of the crimes of

Count 1: MURDER IN THE SECOND DEGREE WITH A FIREARM (FSG= 11; U Felony; ORS 163.115)

Count 2: UNLAWFUL USE OF A WEAPON WITH A FIREARM (FSG= 6; C Felony; ORS 166.220(1)(a))
committed as follows:

COUNT 1

The defendant, on or about September 23, 2019, in Washington County, Oregon, did unlawfully and intentionally cause the death of Philip Cloud, another human being.

The State further alleges that the defendant used or threatened the use of a firearm.

COUNT 2

The defendant, on or about September 23, 2019, in Washington County, Oregon, did possess a deadly weapon, to wit: a firearm, with the intent to use said weapon unlawfully against Philip Cloud.

The State further alleges that the defendant used or threatened the use of a firearm.

contrary to the statutes and against the peace and dignity of the State of Oregon

It is hereby affirmatively declared for the record, upon appearance of the defendant for arraignment, and before the Court asks how the defendant pleads to the charges, that the State intends that any misdemeanor offenses charged herein each proceed as a misdemeanor.

Dated: January 8, 2020

Witnesses subpoenaed, examined and appeared in person unless otherwise indicated before the Grand Jury for the State of Oregon:

Gary Kramer (by simultaneous television transmission)
Camie Mateski
Rebecca Millius (by simultaneous television transmission)
Ryan Pope
Leland Ellison (by simultaneous television transmission)
David Rambin
Robert Rookhuyzen
Melissa Mazurek (by affidavit)

A TRUE BILL

Sheepa Lakert
Foreperson of the Grand Jury

KEVIN BARTON, District Attorney

John Gerhard
John Gerhard
Senior Deputy District Attorney
Oregon State Bar # 076025

DA # 383613
HBS 50-192660681
DOB 06/15/ 1973
FPC #:

☒ Security Amount – **NO BAIL**

Grand Jury Proceeding Dates:
January 8, 2020

Law Office of Erin Olson, P.C.

EXHIBIT 2
Page 1 of 15

BY CERTIFIED MAIL
RETURN RECEIPT REQUESTED

November 13, 2020

Intel Retirement Plans
Administrative Committee
Intel Corporation Plan Administrator
1900 Prairie City Road, FM3-224
Folsom, CA 95630

2014 NE Broadway Street
Portland OR 97232-1511

Phone: 503-546-3150

Fax: 503-548-4435

E-mail: eolson@erinolsonlaw.com

Website: www.erinolsonlaw.com

Re: Claim for Benefits - Intel 401(k) Savings and Retirement Contribution Plans
Intel Former Employee: Philip Louis Cloud
Your Case #: W933262-04NOV19

Dear Intel Plan Administrator:

I represent Ruth Ann Munger, the niece of Philip Louis Cloud. Philip Cloud was a former Intel employee who died by homicide on September 23, 2019. A copy of his death certificate is enclosed. His intestate estate is being probated in Washington County, Oregon, as case No. 19PB07623.

Philip Cloud's estranged wife, Tracy Cloud, is being held without bail in Washington County, Oregon, on charges of Murder in the Second Degree with a Firearm and Unlawful Use of a Weapon With a Firearm. A copy of the Indictment charging her with Philip's murder is enclosed. Trial is set to begin March 2, 2021.

Philip Cloud had account balances in the **Intel 401(k) Savings Plan** and the **Intel Retirement Contribution Plan** at the time of his death. Tracy Cloud was the designated beneficiary of both plans, with no named contingent beneficiary. Under the terms of both Plans, Philip's benefits and balances pass to Philip's estate if Tracy is disqualified.

Oregon law prohibits slayers from profiting from their crimes. ORS 112.465. So, too, does federal common law, where ERISA preempts state slayer statutes. *McClure v. Life Ins. Co. of N. Am.*, 84 F.3d 1129, 1133 (9th Cir. 1996); see *Herinckx v. Sanelle*, 281 Or. App. 869, 385 P.3d 1190 (2016) (Oregon's slayer statute is preempted by ERISA).

By operation of ORS 112.465, Ms. Munger and her three siblings are the heirs of Philip Cloud's estate in light of Tracy Cloud's murder of him. A copy of the petition identifying Ms. Munger and her siblings as the alternate heirs is enclosed, as is a copy of her slayer petition.

My client and her siblings are each entitled to one-fourth of Philip Cloud's Intel 401(k) Savings Plan balance and one-fourth of Philip Cloud's Intel Retirement Contribution Plan balance. Please forward to me any forms necessary for my client and her siblings to formalize their claims.

In the event you elect to interplead the funds, I will accept service for Ms. Munger.

Please contact me if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Erin K. Olson". The signature is fluid and cursive, with the first name "Erin" and last name "Olson" clearly distinguishable.

Erin K. Olson

Encs.

STATE OF OREGON

CERTIFICATION OF VITAL RECORD

OREGON HEALTH AUTHORITY
CENTER FOR HEALTH STATISTICS
CERTIFICATE OF DEATH

875086

I.D. TAG NO.

136-2019-026992

STATE FILE NUMBER

TO BE COMPLETED BY FUNERAL FACILITY	Legal Name		First Philip	Middle Louis	Last Cloud	Suffix	Death Date September 23, 2019	
	Sex Male	Age 62 years	Social Security Number [REDACTED] 0210		County of Death Washington			
	Birthdate May 08, 1957	Birthplace Ruislip, England				Was Decedent Ever in U.S. Armed Forces? No		
	Residence: 980 Orenco Loop #416				City/Town Hillsboro			
	Residence County Washington		State or Foreign Country Oregon		Zip Code + 4 97124	Inside City Limits? Yes		
	Marital Status at Time of Death Married		Spouse's Name Prior to First Marriage Tracy Lampron					
	Father's Name Robert Cloud			Mother's Name Prior to First Marriage Helen Hermann				
	Informant's Name Tracy Cloud		Telephone Number Not Available	Relationship to Decedent Spouse	Mailing Address 16880 NW Germantown Road, Portland, OR 97231			
	Place of Death Other - Private Residence		Facility Name					
	Location of Death 16880 NW Germantown Road		City/Town or Location of Death Portland		State Oregon	Zip Code + 4 97231		
	Method of Disposition Cremation		Place of Disposition Portland Cremation Center, LLC		Location (City/Town and State) Portland, Oregon			
	Name and Complete Address of Funeral Facility Duyck & VanDeHey Funeral Home Forest Grove LLC 9456 NW Roy Rd, Forest Grove, Oregon 97116							
	Date of Disposition TBD		Funeral Director's Signature Aron Duyck			Electronically Signed	OR License Number CO-3651	
	Registrar's Signature Jennifer A. Woodward				Date Received October 07, 2019		Local File Number	
	Amendment							
TO BE COMPLETED BY MEDICAL CERTIFIER	Was case referred to Medical Examiner?		Yes	Autopsy?	Yes	Were autopsy findings available to complete the cause of death?		
	CAUSE OF DEATH						Time of Death 1323	
	IMMEDIATE CAUSE ↓		GUNSHOT (HANDGUN) WOUNDS OF TORSO				Approximate Interval: Onset to Death SECONDS	
	a. Due to (or as a consequence of) ↓							
	b. Due to (or as a consequence of) ↓							
	c. Due to (or as a consequence of) ↓							
	d. Due to (or as a consequence of) ↓							
	Other significant conditions contributing to death							
	Manner of Death Homicide		If Female Not Applicable		Did tobacco use contribute to death?		No	
	Date of Injury September 23, 2019		Time of Injury 0111	Place of Injury Other - Private Residence		Injury at Work? No		
	Location of Injury 16880 NW Germantown Road, Portland, Oregon 97231							
	Describe how injury occurred Shot by other					If transportation injury, specify.		
	Name and Address of Certifier Rebecca Adele Millius 13309 SE 84th Avenue 100, Clackamas, Oregon 97015							
	Name and Title of Attending Physician If Other than Certifier					Date Signed October 07, 2019		
	Medical Certifier Rebecca Adele Millius		Electronically Signed	Title of Certifier M.D., M.E.		License Number MD25336		
Amendment								



I CERTIFY THAT THIS IS A TRUE AND CORRECT COPY OF THE ORIGINAL CERTIFICATE ON FILE OR THE VITAL RECORDS FACTS ON FILE IN THE OREGON CENTER FOR HEALTH STATISTICS.

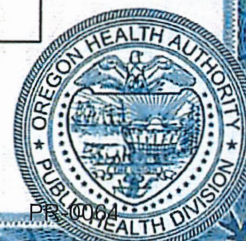
October 07, 2019

DATE ISSUED:

THIS COPY IS NOT VALID WITHOUT INTAGLIO STATE SEAL AND BORDER

ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

JENNIFER A. WOODWARD, Ph.D.
STATE REGISTRAR



45-2CC (01/06)

20191007933

IN THE CIRCUIT COURT OF THE STATE OF OREGON FOR WASHINGTON COUNTY

STATE OF OREGON,

Plaintiff,

vs.

TRACY LYNN CLOUD,

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Dated: January 8, 2020

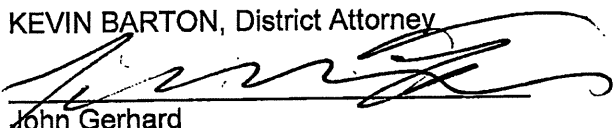
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A TRUE BILL


Foreperson of the Grand Jury

KEVIN BARTON, District Attorney


John Gerhard
Senior Deputy District Attorney
Oregon State Bar # 076025

DA # 383613
HBS 50-192660681
DOB 06/15/ 1973
FPC #:

☒ Security Amount – NO BAIL

Grand Jury Proceeding Dates:
January 8, 2020

IN THE CIRCUIT COURT OF THE STATE OF OREGON**FOR THE COUNTY OF WASHINGTON**

In the Matter of the Estate of)

Case No.: _____

PHILIP L. CLOUD,)**PETITION FOR ORDER APPOINTING
PERSONAL REPRESENTATIVE**

deceased.)

Value of Estate \$230,000
Fee Authority: ORS 21.170(1)(b)
Fee: \$558

Petitioner, Pegasus Fiduciary Services, LLC, alleges:

1

The following information is given with regard to the decedent:

- (A) Name: Philip L. Cloud
- (B) Age: 62
Date of Birth: May 8, 1957
- (C) Domicile: 16880 NW Germantown Road
Portland, OR 97231
- (D) Date of Death: September 23, 2019
Place of Death: Portland, Oregon

2

Decedent died intestate.

3

Venue is established in Washington County, State of Oregon, in that, at the time of
the decedent's death:

- (A) Decedent held assets in Washington County; and,
- (B) Decedent resided and died in Washington County.

4

Petitioner's address 4949 Meadows Road, Suite 600, Lake Oswego, OR 97035.

Petitioner is duly licensed to act as a fiduciary in the State of Oregon.

5

Tracy L. Cloud is the surviving spouse of the decedent. She is the sole heir of the decedent. Tracy L. Cloud's address is 16880 NW Germantown Road, Portland, OR 97231. The decedent had no children. If Tracy L. Cloud's status as sole heir is set aside, the following would be heirs of the decedent:

NAME	RELATIONSHIP	ADDRESS
Ruth Ann Munger	Niece	9516 Royston Way Elk Grove, CA 95758
Mark Ian Cloud	Nephew	7316 Huntington Square Lane, Apt 57 Citrus Heights, CA 95621
Dawn Wilfong Robinson	Niece	224 Max Avenue Tucumcari, NM 88401
Cassie Wilfong	Niece	901 S. 13 th Street Tacoma, WA 98405

All nieces and nephews are adults. Reasonable efforts have been made to identify and locate all heirs of the decedent.

6

So far as is known to Petitioner, the nature, extent, liquidity and apparent value of assets of this estate subject to probate is personal property with an aggregate value of approximately \$230,000.

7

Debts of the estate will not exceed \$5,000.00.

8

The decedent was shot by Tracy L. Cloud, resulting in his death. A news report by KATU quotes Washington County Sheriff Deputies stating that it appears that she was acting in self

PAGE 2 - PETITION FOR ORDER APPOINTING PERSONAL REPRESENTATIVE

1 defense and there is no indication that a crime was committed. Tracy L. Cloud denies any liability
 2 and denies committing any crime in regard to decedent's death. To avoid any allegation of conflict
 3 of interest, Tracy L. Cloud, as surviving spouse, and pursuant to ORS 113.085 nominates Pegasus
 4 Fiduciary Services, LLC ("Pegasus") to serve as Personal Representative. Her Declaration is
 5 attached. Pegasus is duly qualified and does provide fiduciary services in the State of Oregon. Tracy
 6 Cloud has no relationship with Pegasus or any employees of Pegasus.

7 9

8 Petitioner does not know of any person, nor anyone on behalf of that person, who
 9 asserts an interest in the estate under ORS 113.035(8) or (9).

10 WHEREFORE, Petitioner prays for an Order as follows:

11 (A) Appointing Pegasus Fiduciary Services, LLC, as Personal Representative of
 12 the Estate of Philip L. Cloud;

13 (B) Setting bond at \$230,000; and,

14 (C) After posting bond, Letters of Administration will issue.

15 I HEREBY DECLARE THAT THE CONTENT OF THIS PETITION IS TRUE TO
 16 THE BEST OF MY KNOWLEDGE AND BELIEF. I UNDERSTAND IT IS MADE FOR USE AS
 EVIDENCE IN COURT AND IS SUBJECT TO PENALTY FOR PERJURY.

17 PEGASUS FIDUCIARY SERVICES, LLC

18
 19 Dated: September 30, 2019

20 By: [Signature]
 Print Name: John Draneas
 Title: Manager
 Petitioner

21
 22
 23
 24 Pegasus Fiduciary Services, LLC
 25 4949 Meadows Road, Suite 600
 Lake Oswego, OR 97035
 26 Telephone: (503) 496-5540
 Email: info@pegasusfiduciary.com
 27 Petitioner

28 **PAGE 3 - PETITION FOR ORDER APPOINTING PERSONAL REPRESENTATIVE**

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF WASHINGTON

Probate Department

In the Matter of the Estate of

Case No.: 19PB07623

PHILIP L. CLOUD,

**PETITION FOR DECLARATORY
JUDGMENT PURSUANT TO ORS
112.455 *et seq.* ("SLAYER STATUTE")**

Deceased.

Petitioner alleges:

1.

Petitioner is the niece of the decedent, Philip Louis Cloud (hereinafter "Decedent"), and brings this proceeding pursuant to ORS 28.010 to ORS 28.160. This Court has jurisdiction to enter declaratory judgments, as provided in ORS 28.010 to ORS 28.160, and to determine matters involved in the administration of an estate, including those pertaining to title of real and personal property, and of heirship and distribution of the estate, and to determine any question arising in the administration of an estate, pursuant to ORS 111.095.

**Page 1 - PETITION FOR DECLARATORY JUDGMENT PURSUANT TO ORS 112.455
et seq. ("SLAYER STATUTE")**

LAW OFFICE OF ERIN OLSON, P.C.

2014 NE Broadway Street, Portland, OR 97232-1511

Phone: (503) 546-3150 FAX: (503) 548-4435 eolson@erinolsonlaw.com

1 2.

2 Decedent died intestate. His surviving spouse, Tracy L. Cloud, was the
3 sole intestate heir, as listed in the "Petition for Order Appointing Personal
4 Representative" filed herein.

5 3.

6 At the time of his death, the Decedent was Petitioner in a dissolution of
7 marriage proceeding entitled *Philip Louis Cloud v. Tracy L. Cloud*, Washington
8 County Circuit Court Case No. 19CR11775, and was additionally the defendant
9 in a trust administration matter entitled *In the Matter of the Robert Cloud Trust,*
10 *Tracy L. Cloud, Successor Trustee, v. Philip L. Cloud, Beneficiary*, Washington
11 County Circuit Court Case No. 19CV39119.

12 4.

13 In the case of *State of Oregon v. Tracy L. Cloud*, Washington County Circuit
14 Court Case No. 20CR01720, Decedent's surviving spouse has been charged with
15 murder for the intentional taking of the life of the Decedent.

16 5.

17 Property that would have passed from the Decedent to his slayer, Tracy L.
18 Cloud, by intestate succession, by transfer on death deed, by trust, or otherwise,
19

20 **Page 2 - PETITION FOR DECLARATORY JUDGMENT PURSUANT TO ORS 112.455**
et seq. ("SLAYER STATUTE")

1 shall pass and be vested as if the slayer, Tracy L. Cloud, had predeceased the
2 Decedent. ORS 112.465.

3 6.

4 If Tracy L. Cloud's status as sole heir is set aside by operation of ORS
5 112.455 to ORS 112.555, Petitioner and her siblings, Mark Ian Cloud, Dawn
6 Wilfong Robinson, and Cassie Wilfong, will be the heirs of the Decedent.

7 7.

8 The respective property interests, rights, claims, assets and liabilities of the
9 Decedent; of his slayer, Tracy L. Cloud; and of any other heirs, entities, and
10 persons must be identified and determined pursuant to ORS 112. 455 to ORS
11 112.555, and in particular:

12 7.1 Jointly owned property, pursuant to ORS 112.475, including (but not
13 limited to) the real property located at 16880 N.W. Germantown
14 Road, Portland, Oregon, 97231, Tax Lot No. 1N107D000700, Property
15 Account No. R590177, and more particularly described as:

16 Parcel I:

17 Beginning at a pipe in the South line of Section 7,
18 Township 1 North, Range 1 West of the Willamette
19 Meridian, in the County of Washington and State of
20 Oregon, which is North 89°42 1/2' West 637.62 feet from
the Southeast corner thereof; thence continuing North
89°42 1/2' West 647.33 feet along said South line to a pipe;

**Page 3 - PETITION FOR DECLARATORY JUDGMENT PURSUANT TO ORS 112.455
et seq. ("SLAYER STATUTE")**

1 thence North 1°3' East 1009.9 feet parallel with the East
2 line of said Section to center of Germantown Road; thence
3 Northeasterly 660.6 feet along said center line; thence
4 South 1 °3' West 1131.92 feet to the place of beginning.

5 Parcel II:

6 Beginning at a pipe in the South line of Section 7,
7 Township 1 North, Range 1 West of the Willamette
8 Meridian, in the County of Washington and State of
9 Oregon, which is North 89°32' West 1285.03 feet from the
10 Southeast corner of said Section 7; thence continuing
11 North 88°32' West 215.94 feet to a pipe; thence North 1 °03'
12 East 944.1 feet to the center of Germantown Road; thence
13 North 80°02' East 220 feet along Germantown Road; thence
14 South 1 °03' West 1037.7 feet to the place of beginning.

15 7.2 Property in which Tracy L. Cloud owned a reversion or vested
16 remainder subject to a life estate, or other contingent remainder or
17 executory or other future interest owned by Tracy L. Cloud that
18 would become vested in her or increased in any way upon the death
19 of the Decedent, pursuant to ORS 112.495;

20 7.3 Property in which Tracy L. Cloud held an interest described in ORS
 112.505(2);

 7.4 The proceeds of insurance on the life and other benefit instruments
 or plans of the Decedent, pursuant to ORS 112.515;

 7.5 The proceeds of insurance on the life of Tracy L. Cloud, pursuant to
 ORS 112.525; and

8.

Beginning at a pipe in the South line of Section 7, Township 1 North, Range 1 West of the Willamette Meridian, in the County of Washington and State of Oregon, which is North 89°42 1/2' West 637.62 feet from the Southeast corner thereof; thence continuing North 89°42 1/2' West 647.33 feet along said South line to a pipe;

1 thence North 1°3' East 1009.9 feet parallel with the East
2 line of said Section to center of Germantown Road; thence
3 Northeasterly 660.6 feet along said center line; thence
4 South 1 °3' West 1131.92 feet to the place of beginning.

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12 East 944.1 feet to the center of Germantown Road; thence
13 North 80°02' East 220 feet along Germantown Road; thence
14 South 1 °03' West 1037.7 feet to the place of beginning;

- 15 2. Property in which Tracy L. Cloud owned a reversion or vested
16 remainder subject to a life estate, or other contingent remainder or
17 executory or other future interest owned by Tracy L. Cloud that
18 would become vested in her or increased in any way upon the death
19 of the Decedent, pursuant to ORS 112.495;
- 20 3. Property in which Tracy L. Cloud held an interest described in ORS
 112.505(2);
4. The proceeds of insurance on the life and other benefit instruments
 or plans of the Decedent, pursuant to ORS 112.515;

Petitioner:

Ruth Ann Munger
8989 Purple Martin Way
Elk Grove, CA 95758

Attorneys for Petitioner:

Erin K. Olson, OSB 934776
Law Office of Erin Olson, P.C.
2014 N.E. Broadway Street
Portland, OR 97232
503-546-3150
eolson@erinolsonlaw.com

Megan Johnson, OSB 012819
Pickett Dummigan McCall LLP
210 SW Morrison St 4th Fl
Portland OR 97204
503 223-7770
megan@pickettdummigan.com

FILED
NOV 9 2021
1:24 PM
WASHINGTON COUNTY CIRCUIT COURT

IN THE CIRCUIT COURT FOR THE STATE OF OREGON
FOR THE COUNTY OF WASHINGTON

STATE OF OREGON,

Plaintiff,

vs.

TRACY LAMPRON CLOUD,

Defendant

Case No.: 20CR01720

VERDICT

WE THE JURY, being first duly impaneled and sworn in the above-entitled court and cause do find the defendant in Count 1, Murder in the Second Degree

☐ Not Guilty

☒ Guilty

If you find the defendant guilty of Murder in the Second Degree, then you must consider the additional allegation that the defendant used or threatened the use of a firearm. The state bears the burden to prove that allegation to be true beyond a reasonable doubt. In order for the jury to return a finding of "yes" on that allegation, all 12 jurors who voted to find the defendant guilty of Murder in the Second Degree must agree that the state has proved that the defendant used or threatened the use of a firearm.

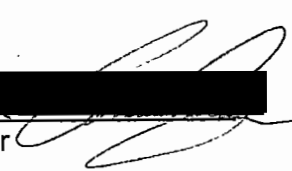
☒ Yes

☐ No

20CR01720
VI
Verdict
14546854



Dated this 9th day of November, 2021.


Presiding Juror

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF WASHINGTON

STATE OF OREGON,

Plaintiff,

Case No. 20CR01720 (DA 383613)

vs.

JUDGMENT OF CONVICTION
AND SENTENCE

TRACY LAMPRON CLOUD,

Defendant.

This matter came before Judge Eric E. Butterfield on November 16, 2021 for sentencing.

The State of Oregon appeared by John Gerhard, Senior Deputy District Attorney and Melanie Musial, Deputy District Attorney, and the defendant appeared in person, with court appointed counsel, Jesse Merrithew, the Court having determined the defendant to be indigent.

It appears to the Court that the defendant has been indicted, arraigned, tried and found guilty by jury verdict of the crime of Murder in the Second Degree with a Firearm (Unclassified Felony, crime seriousness in unranked, criminal history I) in Count 1. Further, Count 2 was dismissed by the State of Oregon prior to trial.

It further appears to the Court that more than 48 hours have passed since said verdict was rendered, and there appears no good cause why sentence should not now be passed.

It is therefore CONSIDERED, ORDERED AND ADJUDGED by the Court that pursuant to ORS 163.115(5)(a) the defendant shall be committed to the legal and physical custody of the Corrections Department of the State of Oregon for life. It is further ORDERED pursuant to ORS 137.700 and 163.115(5)(b) that defendant be confined for a minimum of 25 years without

1 possibility of parole, release on work release or any form of temporary leave or employment at a
2 forest work camp.

3 It is further ORDERED that defendant is not, during the service of the term of
4 imprisonment, eligible for release on post-prison supervision, nor any reduction in, or based on, the
5 minimum sentence for any reason whatsoever under ORS 421.121 or any other statute.

6 It is further ORDERED, pursuant to ORS 161.610, that the defendant serve a minimum term
7 of imprisonment of five (5) years. The defendant shall not be eligible for work release, parole,
8 temporary leave or terminal leave until the minimum term of imprisonment is served, less a period
9 of time equivalent to any reduction of imprisonment granted for good time served or time credits
10 earned under ORS 421.121.

11 Further, it shall be the sentence of the Court that the defendant submit a blood or buccal sample
12 at defendant's own expense, unless defendant lacks the ability to pay, to the Oregon State Police for
13 the purposes of establishing a DNA profile.

14 Pursuant to defendant's stipulation, defendant relinquishes ownership of the weapons
15 confiscated from defendant, to-wit: Glock 19 CTC (serial #LAH119) and Glock 17 9MM
16 (serial#LNU010). It is ORDERED that said weapon be released for destruction by the Washington
17 County Sheriff's Office Police Department. Further, when said weapon is no longer needed as
18 evidence, the law enforcement agency shall destroy the weapon within six (6) months of the District
19 Attorney's Office confirmation that all criminal cases and related appeals and collateral relief are
20 resolved and shall provide the Court with a written return indicating the manner in which the
21 weapon was destroyed, the date, and by whom it was done.

22 It is further ORDERED that payment of a fine and court appointed attorney fees in this
23 matter are waived.

1 It is further ORDERED that defendant is sentenced to pay to the Clerk of the Court any
2 financial obligations in the Money Award section which follows and, in the manner, specified
3 (which section is hereby made a part of this judgment).

4 **MONEY AWARD**

5 The State of Oregon is the creditor and the defendant, Tracy Lampron Cloud, is the debtor.

- 6 1. Pay restitution to victim in an amount to be determined at a Restitution Hearing
7 scheduled for February 4, 2022 at 1:00 pm. Further, the defendant waives
appearance at said hearing.

8 All financial obligations specified in the Money Award shall be made payable to the State of
9 Oregon and shall be disbursed through the Clerk of the Court (150 North First Avenue, First Floor,
10 Hillsboro, Oregon 97124) as set forth in ORS 137.146.

11 12/2/2021 9:24:35 AM

12
13
14 

15 **Circuit Court Judge, Eric Butterfield**

16 **INTERPRETER**

Court Reporter: FTR

cc: Jesse Alan Merrithew 11/19/21

Control #: JWAS220784393

klk